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**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

FLATWORLD INTERACTIVES LLC

Plaintiff,

v.

APPLE INC.

Defendant.

Case No. 3:12-01956-JSW (EDL)

**APPLE INC.'S WITHDRAWAL OF
APPLE'S MOTION FOR LEAVE TO FILE
PORTIONS OF ITS MOTION TO
DISQUALIFY HAGENS BERMAN SOBOL
SHAPIRO LLP OR, IN THE
ALTERNATIVE, TO STAY
PROCEEDINGS, AND EXHIBITS
THERE TO, UNDER SEAL (DKT. NO. 124)**

Pursuant to Civil Local Rule 7-7(e), Apple respectfully withdraws its Motion for Leave to File Portions of its Motion to Disqualify Hagens Berman Sobol Shaprio LLP Under Seal (Dkt. No. 124).¹ That motion, filed on May 8, 2013, sought leave to file certain portions of Apple's motion to disqualify under seal due to the inclusion of information designated confidential by a third party. Apple respectfully submits that its May 8 sealing motion is now moot, because Apple has removed all reference to any information designated as confidential from its motion to disqualify and supporting exhibits, and yesterday filed a public version of its motion to disqualify with the Court. (Dkt. Nos. 134-138.)

Because Apple's motion is now moot, Apple respectfully submits that withdrawal of its motion to seal is appropriate, and requests that the Court consider Apple's motion to seal (Dkt. No. 124) to be withdrawn.

Dated: May 29, 2013

/s/ Michael T. Pieja

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¹ Civil Local Rule 7-7(e) permits a notice of withdrawal to be filed within 7 days after the receipt of any opposition to the motion in question. No opposition to Apple's motion to seal has been filed; however, the present withdrawal is being filed within 7 days of the time when an opposition would have been due under Civil Local Rule 7-3(a) if that rule applied to motions to seal.

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PROOF OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on May 29, 2013, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.1(h). Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Michael T. Pieja

Michael T. Pieja